

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIACLERK'S OFFICE U.S. DISTRICT COURT  
AT ROANOKE, VA  
FILED

JAN 03 2022

Roanoke

Division

BY: JULIA C. DUDLEY, CLERK  
DEPUTY CLERKTAMAR DEVELL HARVEY,  
Plaintiff,

Civil Action No. 7:18-CV-00097

v.

RUSSELL,  
Defendant.

Total Page Count: (3)

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PLAINTIFF'S - Motion for Reconsideration / Motion - to - Reconsider  
Order [401] Motion to Compel

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Dear Hon. Joel C. Hoppe:

I just received your Order granting in part and denying in part at (CDkt. No. 401), my Motion to compel pre-trial discovery from VDC Defendant Russell. I see that you issued your order on Document Number 407 on 12/17/2021, before I received and issued my reply motion on 12/20/2021. I received Russell's response on December 20, 2021, and I also responded with my reply on the same day, which was indeed 12/20/2021. I now ask (respectfully) for you to take into account my reply motion for the following issues that you addressed in your order:

Request at 3. Job assignment history and summary report

"Harvey does not indicate the potential relevance of these documents".

Request at 4. Offender move sheets for Hubbard from July 15, 2017 through August 20, 2017

Here, the court should allow these documents through August 20, 2017, to be produced for discovery - as I point out in my reply that Offender Hubbard - for some reason - was back in my housing unit of M/N after I was assaulted on July 21, 2017. After I returned to M/N building after spending (3) weeks in the Acc medical ward, Hubbard personally continued to physically threaten me - with additional harm. Where I was moved per my request, for my safety.

[AND]

Request at 6. Two different clotheslines charges (brought by T. Back)

Here, I explained in depth - that the investigation report regarding my July 21, 2017 Physical assault and the weeks leading up to it, gives a false account of the statements that I made to um Back (outside). So I ask the court to direct/order Defendant

(2)

Russell to also produce those dismissed "clothesline charges" as it is directly linked to the investigation report. The relevance to the issues are clearly stated in my reply.

WHEREFORE: I respectfully ask the court to reconsider its 407 order - to take into account my reply motion and allow further discovery on the addressed requests at 3, 4, and 6.

Respectfully submitted,

\* Lamar D. Hansen, Plaintiff pro se

\* December 29<sup>th</sup>, 2021

#1585239 SB 27B

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24011-000340

